

NATURE OF CHARGE: Misbranding, Section 502 (a), certain statements on the label of the article and in the above-mentioned circulars were false and misleading since they represented and suggested that the article would be effective in the removal of all types and species of worms which infest dogs. The article would not be effective for such purposes, but would be capable only of effectively expelling tape worms from dogs.

DISPOSITION: July 15, 1947. Default decree of condemnation and destruction.

2197. Misbranding of Sponge-Away. U. S. v. 820 Bottles * * *. (F. D. C. No. 22701. Sample Nos. 44383-H, 44384-H, 44500-H.)

LIBEL FILED: March 17, 1947, Southern District of California.

ALLEGED SHIPMENT: On or about March 21, July 30, and September 20, 1946, by William Cooper & Nephews, Inc., from Chicago, Ill.

PRODUCT: 820 1-ounce bottles, 89 3-ounce bottles, and 15 8-ounce bottles of *Sponge-Away* at Huntington Park, Calif., together with 141 pamphlets entitled, "Dog Owner's Digest," 420 leaflets entitled, "Danger Stop His Scratching," and 7 cardboard counter display stands. Analysis showed that the product consisted chiefly of a terpene-bearing oil, sulfonated oil, water, and rotenone.

LABEL, IN PART: "A Pulvex Quality Dog Product *Sponge-Away* Kills Fleas, Lice, and Ticks Controls Summer Eczema."

NATURE OF CHARGE: Misbranding, Section 502 (a), certain statements and designs in the labeling of the article were false and misleading since they represented and suggested that the article would be an effective treatment of summer eczema of dogs, whereas it would not be an effective treatment for this condition.

DISPOSITION: June 10, 1947. William Cooper & Nephews, Inc., claimant, having requested the removal of the case, an order was entered on April 3, 1947, directing that the case be removed for trial to the Southern District of Illinois. Following such removal, the claimant failed to file an answer to the libel, and on June 10, 1947, he was found to be in default. Judgment of condemnation was entered, and the product was ordered destroyed.

2198. Misbranding of W. B. A. Poultry Tonic. U. S. v. 11 Pails and 3 Cartons * * *. (F. D. C. No. 22199. Sample Nos. 67739-H, 67740-H.)

LIBEL FILED: January 24, 1947, District of Kansas.

ALLEGED SHIPMENT: On or about September 30, 1946, by the Western Buyers Association, from Kansas City, Mo.

PRODUCT: 11 25-pound pails and 3 5-pound cartons of *W. B. A. Poultry Tonic* at Newton, Kans. Analysis showed that the produce consisted essentially of a red, powdered mixture containing iron oxide, sodium chloride, calcium and sodium carbonates, magnesium sulfate (epsom salt), copper sulfate, charcoal, and a small amount of plant material, indicating tobacco and nux vomica.

NATURE OF CHARGE: Misbranding, Section 502 (a), the label statements "Poultry Tonic * * * 100% Active Ingredients" and "Poultry Tonic to be used as an aid in the prevention of diseases * * * 100% active ingredients" were false and misleading since they represented and suggested that the article would be effective as a poultry tonic and as an aid in the prevention of disease, and that all ingredients of the article were present in therapeutically active amounts. The article was not effective as a poultry tonic or as an aid in the prevention of disease, and the ingredients declared were not present in therapeutically active amounts.

Further misbranding, Section 502 (b) (2), the article failed to bear a label containing an accurate statement of the quantity of the contents.

DISPOSITION: May 13, 1947. Default decree of condemnation and destruction.

DRUG ACTIONABLE BECAUSE OF OMISSION OF, OR UNSATISFACTORY, INGREDIENTS STATEMENTS*

2199. Misbranding of Ramol (mineral oil). U. S. v. 4 1-Barrel Lots * * *. (F. D. C. Nos. 22403 to 22406, incl. Sample Nos. 53930-H to 53933-H, incl.)

LIBELS FILED: January 22, 1947, Northern District of Ohio.

*See also Nos. 2167, 2169, 2178.

ALLEGED SHIPMENT: September 15 and 20 and October 19 and 26, 1946, by B. Ostroff, from Pittsburgh, Pa.

PRODUCT: 4 55-gallon barrels of *Ramol* at Cleveland, Ohio. Analysis showed that the product was United States Pharmacopoeia Mineral Oil.

LABEL, IN PART: "Ramol 350 Oil U. S. P."

NATURE OF CHARGE: Misbranding, Section 502 (e) (1), the article was not designated solely by a name recognized in an official compendium, and its label failed to bear the common or usual name of the drug, mineral oil.

DISPOSITION: March 6 and April 1, 1947. No claimant having appeared, judgments of condemnation were entered and the product was ordered destroyed.

DRUG ACTIONABLE BECAUSE OF FAILURE TO BEAR AN ACCURATE STATEMENT OF THE QUANTITY OF THE CONTENTS*

2200. Misbranding of Sulfa-Tyro-Cide. U. S. v. Oliver W. Nelson (Nelson Laboratories). Plea of guilty. Fine, \$50. (F. D. C. No. 21462. Sample No. 51522-H.)

INFORMATION FILED: April 16, 1947, District of South Dakota, against Oliver W. Nelson, trading as Nelson Laboratories, at Sioux Falls, S. Dak.

ALLEGED SHIPMENT: On or about April 29, 1946, from the State of South Dakota into the State of Minnesota.

PRODUCT: Analysis showed that the product contained sulfanilamide, sulfathiazole, and ammonium chloride.

LABEL, IN PART: "Sulfa-Tyro-Cide."

NATURE OF CHARGE: Misbranding, Section 502 (b) (1), the article failed to bear a label containing the place of business of the manufacturer, packer, or distributor; and, Section 502 (b) (2), the label failed to contain an accurate statement of the quantity of the contents since the bottle label contained no statement of the quantity of the contents.

DISPOSITION: April 30, 1947. The defendant having entered a plea of guilty, the court imposed a fine of \$50.

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PRODUCTS

	N. J. No.		N. J. No.
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Apiphen-----	2179	Gwyo-Dine Tablets, and Far-	
Atabrine tablets-----	2153, 2154	Vet Gwyo-Spray-----	2190
B Complex Ironated tablets-----	2181	Ferrolene Tablets-----	2156
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Bonquet Tablets-----	2180	Foot remedies-----	2172, 2173
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Devonshire's Earth Salts-----	2170, 2171	uid-----	2195
Diathermy machines-----	2157	Injection preparations. See Pa-	
Dicalcium Phosphate Wafers		renteral drugs.	
with Viosterol-----	2181	Iodine, tincture of-----	2153, 2154
Diet Tablets-----	2161	Jaques' Poultry Preparation,	
Digitalis tablets-----	2160	Jaques' Worm Powder,	
Dwarfies 10-Vitamin Tablets-----	2159	Jaques' B C R, and Jaques'	
Early Bird worm medicine-----	2196	Inhalant Spray-----	2191
Estrogenic substances-----	2169		

*See also No. 2198.

¹ (2171) Prosecution contested.